

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE

KNOX TRAILERS, INC., and POST )  
TRAILER REPAIRS, INC., ) Case No. 3:20-cv-137  
)  
*Plaintiffs,* ) Judge Travis R. McDonough  
)  
v. ) Magistrate Judge Debra C. Poplin  
)  
BILLY MAPLES, individually and d/b/a )  
TITAN TRAILERS REPAIR & SALES, )  
LLC, AMANDA MAPLES, and TITAN )  
TRAILER REPAIR & SALES, LLC, )  
)  
*Defendants.* )  
)  
)

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VERDICT FORM

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MISAPPROPRIATION OF TRADE SECRETS – KNOX TRAILERS

**QUESTION NO. 1:** Do you find by a preponderance of the evidence that Billy Maples misappropriated Knox Trailers' trade secrets?

Yes:

No:

If you answered “Yes” to Question No. 1, proceed to Question No. 2. If you answered “No” to Question No. 1, skip Questions No. 2 and No. 2(A), and proceed to Question No. 3.

**QUESTION NO. 2:** Do you find by a preponderance of the evidence that Billy Maples was unjustly enriched in connection with Billy Maples's misappropriation of Knox Trailers' trade secrets?

Yes:

No:

If you answered "Yes" to Question No. 2, proceed to Question No. 2(A). If you answered "No" to Question No. 2, skip Question No. 2(A), and proceed to Question No. 3.

**QUESTION NO. 2(A):** If you answered "Yes" to Question No. 2, how much do you award Knox Trailers?

UNJUST ENRICHMENT: \$ 30,000.00

Regardless of your answer to Question No. 2(A), proceed to Question No. 3.

**QUESTION NO. 3:** Do you find by a preponderance of the evidence that Titan Trailers misappropriated Knox Trailers' trade secrets?

Yes: \_\_\_\_\_  
No: X

If you answered "Yes" to Question No. 3, proceed to Question No. 4. If you answered "No" to Question No. 3, skip Questions No. 4 and No. 4(A), and proceed to Question No. 5.

**QUESTION NO. 4:** Do you find by a preponderance of the evidence that Titan Trailers was unjustly enriched as a result of Titan Trailers' misappropriation of Knox Trailers' trade secrets?

Yes: \_\_\_\_\_  
No: \_\_\_\_\_

If you answered "Yes" to Question No. 4, proceed to Question No. 4(A). If you answered "No" to Question No. 4, skip Question No. 4(A), and proceed to Question No. 5.

**QUESTION NO. 4(A):** If you answered "Yes" to Question No. 4, how much do you award Knox Trailers?

UNJUST ENRICHMENT: \$ \_\_\_\_\_

**Regardless of your answer to Question No. 4(A), proceed to Question No. 5.**

## MISAPPROPRIATION OF TRADE SECRETS – POST TRAILER

**QUESTION NO. 5:** Do you find by a preponderance of the evidence that Billy Maples misappropriated Post Trailer's trade secrets?

Yes: \_\_\_\_\_  
No: X

Regardless of your answer to Question No. 5, proceed to Question No. 6.

**QUESTION NO. 6:** Do you find by a preponderance of the evidence that Titan Trailers misappropriated Post Trailer's trade secrets?

Yes: \_\_\_\_\_  
No: X

Regardless of your answer to Question No. 6, proceed to Question No. 7.

## BREACH OF FIDUCIARY DUTY- KNOX TRAILERS

**QUESTION NO. 7:** Do you find by a preponderance of the evidence that Billy Maples breached his duty of loyalty to Knox Trailers?

Yes: X

No: \_\_\_\_\_

If you answered “Yes” to Question No. 7, proceed to Question No. 8. If you answered “No” to Question No. 7, skip Questions No. 8 and No. 8(A), and proceed to Question No. 9.

**QUESTION NO. 8:** Do you find by a preponderance of the evidence that Knox Trailers is entitled to damages for Billy Maples's breach of his duty of loyalty to Knox Trailers?

Yes: X

No: \_\_\_\_\_

If you answered “Yes” to Question No. 8, proceed to Question No. 8(A). If you answered “No” to Question No. 8, skip Question No. 8(A), and proceed to Question 9.

**QUESTION NO. 8(A):** If you answered "Yes" to Question No. 8, how much do you award **Knox Trailers** in damages for each category below?

OBTAINING UNAUTHORIZED HEALTH INSURANCE:

\$ 0

INAPPROPRIATELY CHARGING EXPENSES TO THE COMPANY CREDIT CARDS:

\$ 0

DIVERTING REVENUE FROM SALE OF USED PARTS:

\$ 7,500.00

TAKING UNAUTHORIZED BONUSES:

\$ 0

SOLICITING PLAINTIFFS' EMPLOYEES AND CUSTOMERS TO LEAVE FOR A

COMPETITOR:

\$ 0

SOLICITING PLAINTIFFS' VENDORS TO LEAVE FOR A COMPETITOR:

\$ 0

RECEIVING SALARY FROM KNOX TRAILERS OR USING KNOX TRAILERS' NON-INFORMATION PROPERTY FOR EFFORTS IN FAVOR OF TITAN'S COMPETITIVE INTERESTS:

\$ 20,000.00

Regardless of your answer to Question No. 8(A), proceed to Question No. 9.

## BREACH OF FIDUCIARY DUTY- POST TRAILER

**QUESTION NO. 9:** Do you find by a preponderance of the evidence that Billy Maples breached his duty of loyalty to Post Trailer?

Yes: \_\_\_\_\_

No: X

If you answered "Yes" to Question No. 9, proceed to Question No. 10. If you answered "No" to Question No. 9, skip Questions No. 10 and No. 10(A), and proceed to Question No. 11.

**QUESTION NO. 10:** Do you find by a preponderance of the evidence that Post Trailer is entitled to damages for Billy Maples's breach of his duty of loyalty to Post Trailer?

Yes: \_\_\_\_\_

No: \_\_\_\_\_

If you answered "Yes" to Question No. 10, proceed to Question No. 10(A). If you answered "No" to Question No. 10, skip Question No. 10(A), and proceed to Question 11.

**QUESTION NO. 10(A):** If you answered "Yes" to Question No. 10, how much do you award Post Trailer in damages for the category below?

INAPPROPRIATELY CHARGING EXPENSES TO THE COMPANY CREDIT CARDS:

\$ \_\_\_\_\_

Regardless of your answer to Question No. 10(A), proceed to Question No. 11.

**QUESTION NO. 11:** Do you find by a preponderance of the evidence that Amanda Maples breached her duty of loyalty to Post Trailer?

Yes: \_\_\_\_\_

No: X

If you answered “Yes” to Question No. 11, proceed to Question No. 12. If you answered “No” to Question No. 11, skip Questions No. 12 and No. 12(A), and proceed to Question No. 13.

**QUESTION NO. 12:** Do you find by a preponderance of the evidence that Post Trailer is entitled to damages for Amanda Maples’s breach of her duty of loyalty to Post Trailer?

Yes: \_\_\_\_\_

No: \_\_\_\_\_

If you answered “Yes” to Question No. 12 proceed to Question No. 12(A). If you answered “No” to Question No. 12, skip Question No. 12(A), and proceed to Question 13.

**QUESTION NO. 12(A):** If you answered “Yes” to Question No. 12, how much do you award Post Trailer in damages for each category below?

OBTAINING UNAUTHORIZED HEALTH INSURANCE:

\$ \_\_\_\_\_

Regardless of your answer to Question No. 12(A), proceed to Question No. 13.

## CONVERSION- KNOX TRAILERS

**QUESTION NO. 13:** Do you find by a preponderance of the evidence that Billy Maples converted Knox Trailers' property?

Yes: \_\_\_\_\_  
No: X \_\_\_\_\_

If you answered "Yes" to Question No. 13, proceed to Question No. 13(A). If you answered "No" to Question No. 13, skip Question No. 13(A), and proceed to Question No. 14.

**QUESTION NO. 13(A):** If you answered "Yes" to Question No. 13, how much do you award Knox Trailers in damages for each category below?

OBTAINING UNAUTHORIZED HEALTH INSURANCE:  
\$ \_\_\_\_\_

INAPPROPRIATELY CHARGING EXPENSES TO THE COMPANY CREDIT CARDS:  
\$ \_\_\_\_\_

DIVERTING REVENUE FROM SALE OF USED PARTS:  
\$ \_\_\_\_\_

TAKING UNAUTHORIZED BONUSES:  
\$ \_\_\_\_\_

RECEIVING SALARY FROM KNOX TRAILERS OR USING KNOX TRAILERS' NON-INFORMATION PROPERTY FOR EFFORTS IN FAVOR OF TITAN'S COMPETITIVE INTERESTS:  
\$ \_\_\_\_\_

Regardless of your answer to Question No. 13(A), proceed to Question No. 14

**QUESTION NO. 14:** Do you find by a preponderance of the evidence that Titan Trailers converted Knox Trailers' property?

Yes: \_\_\_\_\_  
No: X \_\_\_\_\_

If you answered "Yes" to Question No. 14, proceed to Question No. 14(A). If you answered "No" to Question No. 14, skip Question No. 14(A), and proceed to Question No. 15.

**QUESTION NO. 14(A):** If you answered "Yes" to Question No. 14, how much do you award Knox Trailers in damages?

LOSS OF BENEFIT OF SALARY PAID BY KNOX TRAILERS FOR EMPLOYEE TIME OR VALUE OF USE OF KNOX TRAILERS' NON-INFORMATION PROPERTY USED FOR TITAN'S COMPETITIVE INTERESTS:

\$ \_\_\_\_\_

Regardless of your answer to Question No. 14(A), proceed to Question No. 15.

## CONVERSION- POST TRAILER

**QUESTION NO. 15:** Do you find by a preponderance of the evidence that Billy Maples converted Post Trailer's property?

Yes: \_\_\_\_\_

No: X

If you answered "Yes" to Question No. 15, proceed to Question No. 15(A). If you answered "No" to Question No. 15, skip Question No. 15(A), and proceed to Question No. 16.

**QUESTION NO. 15(A):** If you answered "Yes" to Question No. 15, how much do you award Post Trailer in damages for the category below?

INAPPROPRIATELY CHARGING EXPENSES TO THE COMPANY CREDIT CARDS:  
\$ \_\_\_\_\_

TAKING UNAUTHORIZED BONUSES:  
\$ \_\_\_\_\_

Regardless of your answer to Question No. 15(A), proceed to Question No. 16.

**QUESTION NO. 16:** Do you find by a preponderance of the evidence that Titan Trailers converted Post Trailer's property?

Yes: \_\_\_\_\_

No: X

If you answered "Yes" to Question No. 16, proceed to Question No. 16(A). If you answered "No" to Question No. 16, skip Question No. 16(A), and proceed to Question No. 17.

**QUESTION NO. 16(A):** If you answered "Yes" to Question No. 16, how much do you award Post Trailer in damages?

LOSS OF BENEFIT OF SALARY PAID BY POST TRAILER FOR EMPLOYEE TIME OR  
VALUE OF USE OF POST TRAILER'S NON-INFORMATION PROPERTY USED FOR  
TITAN'S COMPETITIVE INTERESTS:

\$ \_\_\_\_\_

Regardless of your answer to Question No. 16(A), proceed to Question No. 17.

## UNFAIR COMPETITION – KNOX TRAILERS

**QUESTION NO. 17:** Do you find by a preponderance of the evidence that Billy Maples engaged in unfair competition with Knox Trailers?

Yes: \_\_\_\_\_  
No: X

If you answered “Yes” to Question No. 17, proceed to Question No. 17(A). If you answered “No” to Question No. 17, skip Question No. 17(A), and proceed to Question No. 18.

**QUESTION NO. 17(A):** If you answered “Yes” to Question No. 17, how much do you award Knox Trailers in damages for each category below?

SOLICITING PLAINTIFFS’ EMPLOYEES AND CUSTOMERS TO LEAVE FOR A COMPETITOR:

\$ \_\_\_\_\_

SOLICITING PLAINTIFFS’ VENDORS TO LEAVE FOR A COMPETITOR:

\$ \_\_\_\_\_

Regardless of your answer to Question No. 17(A), proceed to Question No. 18.

**QUESTION NO. 18:** Do you find by a preponderance of the evidence that Titan Trailers engaged in unfair competition with Knox Trailers?

Yes: \_\_\_\_\_  
No: X

If you answered “Yes” to Question No. 18, proceed to Question No. 18(A). If you answered “No” to Question No. 18, skip Question No. 18(A), and proceed to Question No. 19.

**QUESTION NO. 18(A):** If you answered "Yes" to Question No. 18, how much do you award Knox Trailers in damages for the category below?

SOLICITING PLAINTIFFS' EMPLOYEES AND CUSTOMERS TO LEAVE FOR A COMPETITOR:

\$ \_\_\_\_\_

SOLICITING PLAINTIFFS' VENDORS TO LEAVE FOR A COMPETITOR:

\$ \_\_\_\_\_

Regardless of your answer to Question No. 18(A), proceed to Question No. 19.

## CIVIL CONSPIRACY- KNOX TRAILERS

**QUESTION NO. 19:** Do you find by a preponderance of the evidence that Billy Maples engaged in a civil conspiracy against Knox Trailers?

Yes:

No:

If you answered "Yes" to Question No. 19, proceed to Question No. 19(A). If you answered "No" to Question No. 19, skip Questions No. 19(A), No. 19(B), and No. 19(C), and proceed to Question No. 20.

**QUESTION NO. 19(A):** Do you find by a preponderance of the evidence that Billy Maples engaged in a civil conspiracy against Knox Trailers to breach his fiduciary duty of loyalty?

Yes:

No:

Regardless of your answer to Question No. 19(A), proceed to Question No. 19(B).

**QUESTION NO. 19(B):** Do you find by a preponderance of the evidence that Billy Maples engaged in a civil conspiracy against Knox Trailers to convert Knox Trailers' property?

Yes:

No:

Regardless of your answer to Question No. 19(B), proceed to Question No. 19(C).

**QUESTION NO. 19(C):** Do you find by a preponderance of the evidence that Billy Maples engaged in a civil conspiracy against Knox Trailers to unfairly compete against it?

Yes:

No:

Regardless of your answer to Question No. 19(C), proceed to Question No. 20.

**QUESTION NO. 20:** Do you find by a preponderance of the evidence that Titan Trailers engaged in a civil conspiracy against Knox Trailers?

Yes: \_\_\_\_\_

No: X

If you answered “Yes” to Question No. 20, proceed to Question No. 20(A). If you answered “No” to Question No. 20, skip Questions No. 20(A), No. 20(B), and No. 20(C), and proceed to Question No. 21.

**QUESTION NO. 20(A):** Do you find by a preponderance of the evidence that Titan Trailers engaged in a civil conspiracy against Knox Trailers to breach Billy Maples’s fiduciary duty of loyalty?

Yes: \_\_\_\_\_

No: \_\_\_\_\_

Regardless of your answer to Question No. 20(A), proceed to Question No. 20(B).

**QUESTION NO. 20(B):** Do you find by a preponderance of the evidence that Titan Trailers engaged in a civil conspiracy against Knox Trailers to convert Knox Trailers’ property?

Yes: \_\_\_\_\_

No: \_\_\_\_\_

Regardless of your answer to Question No. 20(B), proceed to Question No. 20(C).

**QUESTION NO. 20(C):** Do you find by a preponderance of the evidence that Titan Trailers engaged in a civil conspiracy against Knox Trailers to unfairly compete against it?

Yes: \_\_\_\_\_

No: \_\_\_\_\_

**Regardless of your answer to Question No. 20(C), proceed to Question No. 21.**

## CIVIL CONSPIRACY- POST TRAILER

**QUESTION NO. 21:** Do you find by a preponderance of the evidence that Billy Maples engaged in a civil conspiracy against Post Trailer?

Yes: \_\_\_\_\_

No: X

If you answered "Yes" to Question No. 21, proceed to Question No. 21(A). If you answered "No" to Question No. 21, skip Questions No. 21(A), No. 21(B), and No. 21(C), and proceed to Question No. 22.

**QUESTION NO. 21(A):** Do you find by a preponderance of the evidence that Billy Maples engaged in a civil conspiracy against Post Trailer to breach his fiduciary duty of loyalty?

Yes: \_\_\_\_\_

No: \_\_\_\_\_

Regardless of your answer to Question No. 21(A), proceed to Question No. 21(B).

**QUESTION NO. 21(B):** Do you find by a preponderance of the evidence that Billy Maples engaged in a civil conspiracy against Post Trailer to convert Post Trailer's property?

Yes: \_\_\_\_\_

No: \_\_\_\_\_

Regardless of your answer to Question No. 21(B), proceed to Question No. 21(C).

**QUESTION NO. 21(C):** Do you find by a preponderance of the evidence that Billy Maples engaged in a civil conspiracy against Post Trailer to unfairly compete against it?

Yes: \_\_\_\_\_

No: \_\_\_\_\_

Regardless of your answer to Question No. 21(C), proceed to Question No. 22.

**QUESTION NO. 22:** Do you find by a preponderance of the evidence that Titan Trailers engaged in a civil conspiracy against Post Trailer?

Yes: \_\_\_\_\_

No: X

If you answered "Yes" to Question No. 22, proceed to Question No. 22(A). If you answered "No" to Question No. 22, skip Questions No. 22(A), No. 22(B), and No. 22(C), STOP and have the foreperson sign and date this form on the last page.

**QUESTION NO. 22(A):** Do you find by a preponderance of the evidence that Titan Trailers engaged in a civil conspiracy against Post Trailer to breach Billy Maples's fiduciary duty of loyalty?

Yes: \_\_\_\_\_

No: \_\_\_\_\_

Regardless of your answer to Question No. 22(A), proceed to Question No. 22(B).

**QUESTION NO. 22(B):** Do you find by a preponderance of the evidence that Titan Trailers engaged in a civil conspiracy against Post Trailer to convert Post Trailer's property?

Yes: \_\_\_\_\_

No: \_\_\_\_\_

Regardless of your answer to Question No. 22(B), proceed to Question No. 22(C).

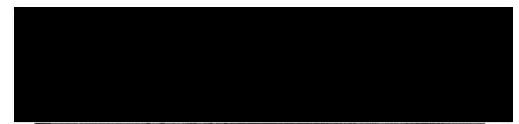
**QUESTION NO. 22(C):** Do you find by a preponderance of the evidence that Titan Trailers engaged in a civil conspiracy against Post Trailer to unfairly compete against it?

Yes: \_\_\_\_\_

No: \_\_\_\_\_

**Regardless of your answer to Question No. 22(C), STOP and have the foreperson sign and date this form on the last page.**

Have the foreperson sign and date this form and return it to the court officer.



FOREPERSON

\_\_\_\_\_  
11 / 1 / 22  
DATE